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Dkt. 05087

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

PCT

GUENTHER NINO CARLO ULLRICH et al

Serial No.: 10/540,917

Filed: June 29, 2005

For: DEVICE FOR GONIOMETRIC MEASUREMENTS

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS

Honorable Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

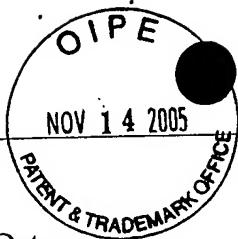
Sir:

In response to the Notification of Missing Requirements under 35 USC 371 Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US), mailed November 2, 2005, enclosed herewith please find a copy of an inventors' declaration filed on July 21, 2005, the cover letter accompanying same, and a filing receipt card evidencing the filing.

A copy of the Notice is attached.

Respectfully submitted,

  
Ira J. Schultz  
Registration No. 28666



MADE IN U.S.A.  
Due Date \_\_\_\_\_ Docket No. 05087/ABM/13/cd  
Applicant Guenther Nino C. ULLRICH et al. Mail Room XX Group \_\_\_\_\_  
SN/PN 10/540,917 Other \_\_\_\_\_  
Title DEVICE FOR GONIOMETRIC MEASUREMENTS

Declaration  Assignment  
Priority Document(s) (#       )

IDS <u>1449</u> # of Docs: <u>      </u>	Request for Corrected Filing Receipt
Restriction Response	<input type="checkbox"/> OA Response
Preliminary Amendment	<input type="checkbox"/> Letter
Supplemental Amendment	<input type="checkbox"/> AAFR
Notice of Appeal	<input type="checkbox"/> Appeal Brief
Petition (type) <u>      </u>	<input type="checkbox"/> Patent Application
Request for <u>      </u> month EOT	<input type="checkbox"/> Request for Certificate of Correction
Drawings - No. of Sheets <u>      </u>	<input type="checkbox"/> Notice to File Missing Parts
RCE Transmittal Form	<input type="checkbox"/> Notice to File Missing Requirements
Fees \$ <u>      </u> For <u>      </u>	<input type="checkbox"/> X
Check <u>      </u> Deposit Account <u>      </u>	Credit Card Form PTO-2038 <u>      </u>
Other <u>      </u>	<input type="checkbox"/> X

A circular stamp with a double-lined border. The outer ring contains the text "U.S. PATENT & TRADEMARK OFFICE" at the top and "REG. U.S. PAT. & T. OFFICE" at the bottom. The inner circle contains the date "JUL 21 2005" at the bottom, the serial number "5998152" in the center, and the acronym "OIPE" at the top.

**DOCKETED**

DENNISON, SCHULTZ, DOUGHERTY & MACDONALD (703) 837-9600



Dkt. 05087

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

PCT

GUENTHER NINO CARLO ULLRICH et al

Serial No.: 10/540,9176

Filed: June 29, 2005

For: DEVICE FOR GONIOMETRIC MEASUREMENTS

LETTER

Honorable Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

Please find attached hereto the inventors' Declaration in the above-identified application.

Respectfully submitted,

Ira J. Schultz  
Registration No. 28666



Attorney Docket Number: \_\_\_\_\_

**DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION**

As a below named Inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which patent is sought on the invention entitled:

**DEVICE FOR GONIOMETRIC MEASUREMENTS**

the specification of which

is attached hereto OR  was filed on 12/30/2002 as United States Application Number or PCT International Application Number PCT/IB02/05666 and was amended on (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application No.	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Claimed Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	Certified Copy Attached Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
			<input type="checkbox"/> <input checked="" type="checkbox"/>	<input type="checkbox"/> <input checked="" type="checkbox"/>

I hereby claim the benefit under 35 U.S.C. 120 of any United States application(s), or 365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

U.S. or PCT Parent Application No.	Parent Filing Date (MM/DD/YYYY)	Parent Patent No. (if applicable)

I HEREBY APPOINT THE ATTORNEYS ASSOCIATED WITH CUSTOMER NUMBER 23338 TO TRANSACT ALL BUSINESS IN CONNECTION WITH THIS APPLICATION. CONDUCT CORRESPONDENCE WITH THE FOLLOWING ATTORNEY:

DENNISON, SCHULTZ, DOUGHERTY & MACDONALD  
1727 King Street, Suite 105  
Alexandria, VA 22314-2700

Ira J. Schultz  
(703) 837-9600, Ext. 23  
Facsimile: (703) 837-0980

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name of Sole or First Inventor: BERGAMASCO MASSIMO

Inventor's Signature:

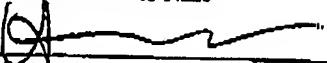
Residence: V. Don Minzoni, 144 56011 Castelmaggiore - Calci (PI) - Italy  
Post Office Address:Date: 20 July 2005  
Citizenship: Italy

Name of Second Inventor: SALSEDOR Fabio

Inventor's Signature:

Residence: Viale Umberto Primo, 10004100 LATINA - Italy  
Post Office Address:Date: 20 July 2005  
Citizenship: Italy

Name of Third Inventor: **ULLRICH** Guenther Nino

Inventor's Signature: 

Residence: Viale Trieste, 354100 MASSA - Italy  
Post Office Address:

Date: 2 July 2005  
Citizenship: Italy

Name of Fourth Inventor: **VILLELLA** Paolo

Inventor's Signature: 

Residence: Via Gentileschi, 856123 PISA - Italy  
Post Office Address:

Date: 20 July 2005  
Citizenship: Italy

Name of Fifth Inventor:

Inventor's Signature:

Residence:

Post Office Address:

Date:

Citizenship:

DOCKETED *IS*

## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1430  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/540,917	Fabio Salsedo <i>ULLRICH, et al</i>	05087
23338 DENNISON, SCHULTZ, DOUGHERTY & MACDONALD 1727 KING STREET SUITE 105 ALEXANDRIA, VA 22314		INTERNATIONAL APPLICATION NO. PCT/IB02/05666
		I.A. FILING DATE 12/30/2002
		PRIORITY DATE
CONFIRMATION NO. 8661 371 FORMALITIES LETTER  *OC000000017356107*		

Date Mailed: 11/02/2005

**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 06/29/2005
- Copy of the International Search Report filed on 06/29/2005
- Preliminary Amendments filed on 06/29/2005
- U.S. Basic National Fees filed on 06/29/2005

**RECEIVED**  
**NOV - 3 2005**

**BY: \_\_\_\_\_**

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

PAULETTE R KIDWELL

Telephone: (703) 308-9140 EXT 216

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/540,917	PCT/IB02/05666	05087

FORM PCT/DO/EO/905 (371 Formalities Notice)